

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, Feb. 28, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 295, A bill to be entitled "An Act creating the Pleasant Grove Independent School District in Wood county, Texas, and defining its boundaries, etc., and declaring an emergency."

COFER, Chairman.

THIRTY-FOURTH DAY.

Senate Chamber,
Austin, Texas.

Wednesday, March 1, 1911.

The Senate met pursuant to adjournment, and was called to order by President Pro Tem. Hudspeth.

Roll call, quorum being present, the following Senators answering to their names:

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Johnson.	Vaughan.
Kauffman.	Ward.
Lattimore.	Warren.
Mayfield.	Watson.
McNealus.	Weinert.
Meachum.	Willacy.
Murray.	

Prayer by Rev. Dr. Bradfield.

Pending the reading of the Journal of yesterday, on motion of Senator Perkins, the same was dispensed with.

REGULAR ORDER.

The Chair called the regular order of business. (See Appendix for committee reports and petitions and memorials.)

(Lieutenant Governor Davidson in the chair.)

SIMPLE RESOLUTION.

By Senator Vaughan:

Resolved, That a committee of six, three to be selected by and from the members upon the respective sides of the question, which unfortunately divides us, to see if measures of general importance without regard to their connection or lack of connection with that question, can not be given the consideration they deserve; and an arrangement mutually satisfactory be made to give such measures such consideration; and that the Senate stand by the regular order of business on the calendar except as to measures so agreed upon and local bills.

This resolution does not revoke the resolution heretofore adopted governing at night sessions.

On motion of Senator Meachum, the resolution was laid on the table subject to call.

BILLS AND RESOLUTIONS.

By Senators Greer and Vaughan:

Senate bill No. 332, A bill to be entitled "An Act to amend Section 26 of a special Act passed at the Regular Session of the Thirtieth Legislature of the State of Texas, entitled 'An Act to incorporate the city of Tyler, in Smith county, Texas, and to define its boundaries and provide for its government, and the management of its affairs,' approved April 18, 1907, amending said Section 26 so as to provide that the aggregate amount of bonds issued by said city for all purposes authorized by law, including the bonded indebtedness of said city, existing prior to the passage of this Act, shall at no time exceed the sum of \$200,000.00, and the sum of \$50,000.00 additional, such additional sum of \$50,000.00 to be issued only for the purpose of erecting or repairing public free school buildings of said city, and in other respects re-enacting said Section 26, providing for the government of said city and the management of its affairs, authorizing the city council of said city to borrow money on the credit of the city and to issue bonds therefor and provide for their payment; prescribing the rate of interest on such bonds and for the investment of the sinking funds of the bonds of said city, for funding of the indebtedness of said city, and prescribing the powers of the city

council of said city. Whereas, due notice has been given and published by the city of Tyler, Texas, of its intention to apply to this Legislature for the enactment of this Act, in compliance with Section 57 of Article 3 of the Constitution of this State and the laws of this State, therefore."

Read first time and referred to Committee on Towns and City Corporations.

By Senator Kauffman:

Senate bill No. 333, A bill to be entitled "An Act to authorize the Board of City Commissioners of the city of Galveston to fix the salaries of all its employes in the police department and fire department of said city; to fix the salary of chief of police, the city engineer, the assistant engineer, the bookkeeper and draftsman in the engineering department of said city, the superintendent of streets; the employes in the department of waterworks and sewerage, of the plumbing inspector and the assistant city tax collector, and providing for all commissions paid to any officers are to be turned over to the city, providing for the consolidation of certain offices and fixing the tax rate of the city of Galveston for general purposes not to exceed seventy-three cents on the one hundred dollars valuation of the property of said city, and authorizing the Board of Commissioners of the City of Galveston to sell and convey by a proper deed for not less than fifty thousand dollars in cash, to the Gulf, Colorado & Santa Fe Railway Companies, the interest of the said city in the lots and blocks known as the East End Park, and declaring an emergency."

Read first time and referred to Committee on Towns and City Corporations.

By Senator Meachum:

Senate bill No. 334, A bill to be entitled "An Act to amend Sections 1, 3 and 4 of Chapter 117 of the Acts of the Regular Session of the Thirty-first Legislature, being an act entitled 'An Act to define and regulate the practice of professional nursing, create a Board of Nurse Examiners for the examination and licensing of nurses, and to prescribe their qualifications, to provide for their proper registration and for the revocation of certificates and to fix suitable pen-

alties for the violation of this Act,' and declaring an emergency."

Read first time, and referred to Committee on Public Health.

By Senator Mayfield:

Senate bill No. 335, A bill to be entitled "An Act incorporating the Meridian Independent School District in Bosque county, Texas, for free school purposes only, defining its boundaries, and providing for a board of trustees divesting the city of Meridian, its mayor, city council and board of trustees of the public free schools within said city, of the control of its public free schools, and of the title to school property therein, and vesting the same in the said Meridian Independent School District and its board of trustees, and prescribing the rights, powers, privileges and duties of said Meridian Independent School District and its board of trustees, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Greer:

Senate bill No. 336, A bill to be entitled "An Act to incorporate the Mineola Independent School District in Wood county, Texas, for free school purposes only, defining its boundaries, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Townsend:

Senate bill No. 337, A bill to be entitled "An Act to amend Article 4558, Title 94, Chapter 12, of the Revised Civil Statutes of the State of Texas, as amended by the Regular Session of the Twenty-first Legislature, providing for and regulating the manner of the incorporation of railroad companies; prescribing the duties of such companies so incorporated; providing for penalties for the violation of said law; and declaring an emergency."

Read first time and referred to Committee on Internal Improvements.

By Senator Lattimore:

Senate bill No. 338, A bill to be entitled "An Act to amend Article 1264 of the Revised Statutes of 1895, as said act was amended by Chapter 221, Acts of the Thirtieth Legislature, page 324, and to fix the time of filing an answer in all cases where the defend-

ant is cited by publication, and declaring an emergency."

Read first time and referred to Committee on Judiciary No. 1.

By unanimous consent after the morning call was concluded.

By Senator Ward:

Senate bill No. 339, A bill to be entitled "An Act to reorganize the Fortieth Judicial District of Texas; to name the counties composing each of said districts; to fix the times of holding terms of court in each of said districts; providing that the present district judge of the Fortieth Judicial District shall hold the term of court for and during the term for which he was elected; to provide for the appointment of a district judge for the Seventy-first Judicial District; to provide for the transfer of causes to and from the district courts of the Fortieth and Seventy-first Judicial Districts of Texas, and for the transfer of causes to and from the Dallas Criminal District Court and the Seventy-first Judicial District to designate the officers of the district courts of the Fortieth Judicial District and the Seventy-first Judicial District, and to prescribe their duties and fix their fees; to provide for the extension, return and perpetuation of process issuing out of any district court in the Fortieth Judicial District before this Act shall take effect, and giving effect to all proceedings had in either of said courts before this Act shall take effect; to provide when this Act shall take effect; to repeal all laws or parts of laws in conflict with this Act; and declaring an emergency."

Read first time and referred to Committee on Judicial Districts.

By Senator Vaughan:

Senate bill No. 340, A bill to be entitled "An Act to regulate the time for holding the district courts in the various counties composing the Fifth Judicial District of Texas, so as to give Titus county one more week and validating process, and declaring an emergency."

Read first time and referred to Committee on Judicial Districts.

By Senators Warren, Lattimore and Willacy:

Senate bill No. 341, A bill to be entitled "An Act to amend Section 1, of Chapter 165 of the General Laws

of the State of Texas passed by the Twenty-fifth Legislature (1897) at its Regular Session, entitled 'An Act to authorize corporations to engage in the business of becoming surety on bonds, undertakings, recognizances and other obligations required or permitted by law or the charter, ordinances, rules or regulations of any municipality, board, body, organization, court, judge, or other public officer, to be made, given, tendered or filed with surety or sureties, and guaranteeing the refraining from or performance by others of any act, duty or obligation, and to regulate such business, and to repeal Chapter 16, Title 21, of the Revised Statutes of the State of Texas,' and providing that all courts, judges, heads of departments, boards, bodies, municipalities and public officers of every character, shall accept and treat such bonds, undertaking, obligation, recognizance or guaranty when so executed by such company as conforming to and fully and completely complying with every requirement of every such law, charter, ordinance, rule or regulation, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred by Senator Watson to Committee on Judiciary No. 1.

By Senator Townsend:

Senate bill No. 342, A bill to be entitled "An Act to grant permission to Mrs. W. E. Collins, Samuel Collins, Viola Collins, Zeron Collins, Savanna Collins, Semon Collins, Hilton Collins, Virgie Collins, Drucilla Collins, heirs of W. E. Collins, deceased, to bring suit against the State of Texas to ascertain, fix and establish their claims against the State of Texas for the death of said W. E. Collins, and personal injury to the said Samuel Collins, said death and injuries aforesaid alleged to have occurred in Trinity county, Texas, on or about the 9th day of September, A. D. 1909, by being shot by State rangers, who were then under the jurisdiction, control and employment of the State of Texas; fixing and establishing the measure of damages and liability on the part of said State, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

SENATE CONCURRENT RESOLUTION NO. 22.

By Senator Hume:

Resolved by the Senate, the House of Representatives concurring, That the Governor be requested to return to the Senate, Senate bill No. 163, for correction.

The resolution was read and passed by the following vote:

Yeas—23.

Adams.	Murray.
Astin.	Paulus.
Carter.	Peeler.
Cofer.	Perkins.
Greer.	Ratliff.
Hudspeth.	Real.
Hume.	Terrell, McLennan.
Johnson.	Terrell, Wise.
Kauffman.	Watson.
Mayfield.	Weinert.
McNealus.	Willacy.
Meachum.	

Nays—6.

Lattimore.	Vaughan.
Sturgeon.	Ward.
Townsend.	Warren.

Absent.

Bryan.	Collins.
--------	----------

FIRST HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

House bill No. 407, A bill to be entitled "An Act to amend Chapter 81 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-first Legislature of Texas, entitled 'An Act providing for surveys within this State for the construction and maintenance of pools, lakes, reservoirs, dams, canals and waterways, and for either or any of them, to prevent overflows, to procure drainage, and for the improvement of rivers, creeks and streams by levees, or otherwise, to prevent overflows; to provide for the creation of a State levee and drainage board, and defining and prescribing the duties and powers of said board, and providing for the payment of their expenses, authorizing and empower-

ing said board to appoint a commissioner to be known as State Levee and Drainage Commissioner, defining his powers and prescribing his duties, and authorizing said board to prescribe his further duties not in conflict with this Act, and making an appropriation to carry out the provisions of this Act, and declaring an emergency,' stating the primary object of the Act; authorizing and ordering the necessary survey and other work required to design, plan or mark out upon the ground improvements such as levees, drains, etc., necessary to reclaim for agricultural uses the overflowed swamp lands and other lands within this State; describing such lands as shall not be surveyed or mapped under this Act; providing for base measurements, bench marks and other references marks; prohibiting the use of any money herein appropriated for the actual construction of the said improvements; creating a State levee drainage board and defining its powers; placing all said work under general supervision of said board to determine at what points said surveys shall be made, authorizing said board to make proper division and allotment of money herein appropriated; authorizing said board to publish results of said surveys; empowering said board to approve agreements for co-operation with other branches of the Federal and State governments; providing for the selection of a State Levee and Drainage Commissioner, and prescribing his powers and duties; authorizing the said commissioner to employ necessary assistants and incur and authorize necessary other expenses; to formulate and enforce reasonable rules governing the conduct of his official duties; empowering him to confer with other branches of Federal and State governments to obtain assistance and solicit co-operation; defining his duties; authorizing the said commissioner to give technical advice to communities or districts, and prohibiting his acceptance of extra compensation therefor; instructing him to maintain a suitable office within the State Capitol; providing for the payment of a salary and expenses of said commissioner; making an appropriation to carry out the provisions of this Act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

House bill No. 517, A bill to be entitled "An Act to amend the charter of the City of Galveston by amending and adding to Sections 19g, 19i, 19k, 19l and 20a and 54; repealing all laws and parts of laws in conflict herewith."

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.

SIMPLE RESOLUTION.

By Senator Watson:

Resolved, That the Senate rescind its action in adopting that part of Rule 69B which directs that all conference committees shall be elected by the Senate and that in lieu thereof the Senate adopt Rule 69Q, to read as follows:

Rule 69Q. All Conference Committees on bills providing for redistricting the State into congressional districts shall be appointed by the Lieutenant Governor, and it shall require two-thirds of the Senate elected to change, rescind, suspend or reconsider Rule 69Q.

WATSON,
TERRELL of McLennan.

The resolution was read.

Senator Watson moved the previous question on the resolution, and Senator Lattimore moved to refer the resolution to the Committee on Rules.

(President Pro Tem. Hudspeth in the chair.)

Senator Townsend made the point of order that the resolution should be discussed, as the Constitution provides for on bills.

The Chair, President Pro Tem. Hudspeth held that discussion would be permitted, though holding that the Constitution in his opinion, referred to bills and not simple resolutions.

Pending discussion, by unanimous consent, the motion to refer the resolution to the Committee on Rules was adopted.

SIMPLE RESOLUTION.

By Senator Perkins:

Resolved that the Senate request the young gentlemen of the University who delivered speeches on last evening in the Hall of Representa-

tives, on the Penitentiary subject to furnish the Journal Clerk of the Senate with their addresses and that same be published in the Journal.

HUDSPETH,
PERKINS.

The resolution was read and adopted.

Note.—The above addresses will appear in the "Appendix" of the Journal as soon as furnished the Journal Clerk.

MESSAGE FROM THE GOVERNOR.

Executive Office,
State of Texas.

Austin, Texas, March 1, 1911.

To the Senate:

In obedience to Concurrent Resolution No. 19, recalling Senate bill No. 26 from the Governor's office for correction, I take pleasure in returning the same herewith to the Senate.

Respectfully,
O. B. COLQUITT,
Governor of Texas.

The Chair laid before the Senate the above message, and Senator Watson made the following motion in writing:

(1)

I move that the Senate rescind its action in adopting a motion to reconsider the vote by which Senate bill No. 26 was finally passed, and to lay that motion on the table.

The above motion was read and adopted.

Senator Watson offered the following motion, in writing, which was read and adopted:

(2)

I move that the Senate rescind its action in finally passing Senate bill No. 26.

Senator Watson offered the following motion, in writing, which was read and adopted:

(3)

I move that the Senate rescind its action in adopting the motion to suspend the Constitutional rule requiring bills to be read on three several days, and to put Senate bill No. 26, on its third reading and final passage.

Senator Watson offered the following motion, in writing, which was read and adopted:

(4)

I move to reconsider the vote by which the Senate engrossed Senate bill No. 26.

Senator Watson offered the following motion, in writing, which was read and adopted:

(5)

I move that the Senate rescind its action in adopting the amendment by Watson, providing as follows:

"Provided there shall never be paid to any such judge or district attorney more than the sum of four hundred dollars in any one year under the provisions of this Act."

Senator Watson offered the following motion, in writing, which was read and adopted:

(6)

I move that the Senate rescind its action in adopting the motion of Senator Murray, which was as follows: "Provided not more than two hundred dollars shall be drawn during any six months of service."

The adoption of the above motions placed the bill before the Senate on second reading.

Senator Watson offered the following amendment to the bill which was read and adopted:

Amend the bill, page 1, by adding after the word "act" in line 29, the following: "Provided there shall never be paid to any such judge or district attorney more than the sum of two hundred (\$200.00) dollars in any one year under the provisions of this Act."

Bill read second time, and ordered engrossed.

On motion of Senator Watson, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas 29.

Adams.	Hudspeth.
Bryan.	Hume.
Carter.	Kauffman.
Cofer.	Lattimore.
Collins.	Mayfield.
Greer.	McNealus.

Meachum.	Terrell, Wise.
Murray.	Townsend.
Paulus.	Vaughan.
Peeler.	Ward.
Perkins.	Warren.
Ratliff.	Watson.
Real.	Weinert.
Sturgeon.	Willacy.
Terrell, McLennan.	

Absent.

Astin.	Johnson.
--------	----------

The bill was read the third time and passed by the following vote:

Yeas—25.

Adams.	Peeler.
Bryan.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, McLennan.
Hume.	Vaughan.
Kauffman.	Ward.
Lattimore.	Warren.
Mayfield.	Watson.
Meachum.	Weinert.
Murray.	Willacy.
Paulus.	

Nays—3.

Carter.	Townsend.
Terrell, Wise.	

Absent.

Astin.	McNealus.
Johnson.	

Senator Watson moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.
Morning call concluded.

SENATE BILL NO. 178.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 178, a bill to be entitled "An Act amending Chapter 12 of the Acts of the Thirty-first Legislature of the State of Texas, approved February 18, 1909, by adding thereto Sections 50a, 50b, 50c, and Sections 154b, 154c and 154d; providing for the establishment of common county line school districts,

providing for the establishment of independent school districts, or school incorporation containing territory within two or more counties; also providing for the change and the abolishment of such districts, and providing for the rights, powers, and privileges of such county line school districts, as well as the means and methods for the management and control of such school districts."

The bill was read, and

Senator Terrell of McLennan offered the following amendment:

Amend the bill by adding after the word "districts" in line 21, page 1, of the bill, the following "and declaring an emergency."

The amendment was read and adopted by the following vote:

Yeas—26.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Ratliff.
Carter.	Real.
Cofer.	Sturgeon.
Collins.	Terrell, McLennan.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	Watson.
Murray.	Willacy.

Absent.

Hume.	Perkins.
Johnson.	Weinert.
Kauffman.	

The bill was passed finally by the following vote:

Yeas—26.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Hudspeth.	Terrell, McLennan.
Hume.	Terrell of Wise.
Lattimore.	Townsend.
Mayfield.	Vaughan.
McNealus.	Warren.
Meachum.	Weinert.
Murray.	Willacy.

Absent.

Greer.
Johnson.
Kauffman.

Ward.
Watson.

Senator Terrell of McLennan moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 329.

(By Unanimous Consent.)

The Chair laid before the Senate on second reading,

Senate bill No. 329, A bill to be entitled "An Act to amend an Act entitled 'An Act to amend Article 4785a, Chapter 6, Title 97 of the Revised Civil Statutes of the State of Texas, passed by the Twenty-seventh Legislature of said State, so as to place Walker county under the operation of the law creating the office of road superintendent, and to declare an emergency.'"

The committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Meachum the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—29.

Adams.	Peeler.
Astin.	Perkins.
Bryan.	Ratliff.
Carter.	Real.
Cofer.	Sturgeon.
Collins.	Terrell, McLennan.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	Willacy.
Paulus.	

Absent.

Johnson. Kauffman.

The bill was read third time and passed by the following vote:

Yeas—29.

Adams.	Peeler.
Astin.	Perkins.
Bryan.	Ratliff.
Carter.	Real.
Cofer.	Sturgeon.
Collins.	Terrell, McLennan.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	Willacy.
Paulus.	

Absent.

Johnson. Kauffman.

Senator Meachum moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO 330.

(By Unanimous Consent.)

The Chair laid before Senate on second reading,

Senate bill No. 330, A bill to be entitled "An Act to amend Section 18 of an Act entitled 'An Act to provide a more efficient public road system for the county of Montgomery,' passed by the Twenty-seventh Legislature of the State of Texas, approved April 15, 1901, prescribing the compensation of county commissioners when acting as road commissioners in said county, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

Bill read a second time, and ordered engrossed.

On motion of Senator Meachum the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—29.

Adams.	Collins.
Astin.	Greer.
Bryan.	Hudspeth.
Carter.	Hume.
Cofer.	Lattimore.

Mayfield.	Terrell, McLennan.
McNealus.	Terrell, Wise.
Meachum.	Townsend.
Murray.	Vaughan.
Paulus.	Ward.
Peeler.	Warren.
Perkins.	Watson.
Ratliff.	Weinert.
Real.	Willacy.
Sturgen.	

Absent.

Johnson. Kauffman.

The bill was read third time and passed by the following vote:

Yeas—27.

Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	Willacy.
Paulus.	

Absent.

Adams. Kauffman.
Johnson. Terrell, McLennan

Senator Meachum moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 316.

(By Unanimous Consent.)

The Chair laid before the Senate on third reading,

Senate bill No. 316, A bill to be entitled "An Act to amend Article 4785a, of Chapter 6, of Title 97, of the Revised Civil Statutes of 1895 of the State of Texas, so as to take the county of Goliad out of the counties which are exempted by this Article, from the provisions of said chapter, which chapter provides for the appointment of road superintendents, so as to bring Goliad county under the provisions of said chapter."

The bill was read third time and passed by the following vote:

Yeas—25.

Adams.	Peeler.
Astin.	Perkins.
Bryan.	Ratliff.
Carter.	Real.
Cofer.	Sturgeon.
Collins.	Terrell, Wise.
Greer.	Townsend.
Hudspeth.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Murray.	Willacy.
Paulus.	

Absent.

Hume.	Meachum.
Johnson.	Terrell, McLennan.
Kauffman.	Weinert.

Senator Murray moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 322.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 322, A bill to be entitled "An Act to authorize Aransas county, in compliance with the provisions of Chapter 134 of the General Laws of the Thirtieth Legislature, approved April 18, 1907, to build a causeway and to erect a drawbridge across the waters of Aransas Bay, between the southern end of Lamar peninsula, at or near the old town of Lamar, in said county, and the northern end of Live Oak peninsula, also in said county, for the purpose of connecting the public road system of said county between Lamar and Live Oak peninsulas, and to authorize the issuance of county bonds, under the provisions of said Chapter 134 of the General Laws of the Thirtieth Legislature, for the construction of said causeway and bridge, and for the construction and maintenance of a public highway along and upon same between such points."

The bill was read third time and passed.

Senator Murray moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 335.

(By Unanimous Consent.)

On motion Senator Mayfield the constitutional rule requiring bills to be read on three several days was suspended, and Senate bill No. 335 put on its second reading by the following vote:

Yeas—28.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

Absent.

Johnson.	Terrell, McLennan.
Kauffman.	

On motion of Senator Mayfield the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The Chair laid before the Senate on second reading,

Senate Bill No. 335, A bill to be entitled "An Act incorporating the Meridian Independent School District in Bosque county, Texas, for free school purposes only, defining its boundaries and providing for a board of trustees, divesting the city of Meridian, its mayor, city council and board of trustees of the public free schools within said city of the control of its public free schools, and of the title to school property therein, and vesting the same in the said Meridian Independent School District and its board of trustees, and prescribing the rights, powers, privileges and duties of said Meridian Independent School District and its board of trustees, and declaring an emergency."

Bill read second time, and ordered engrossed.

On motion of Senator Mayfield the

constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

Absent.

Johnson. Terrell, McLennan.
Kauffman.

(Senator Watson in the chair.)

The bill was read third time and passed by the following vote:

Yeas—29.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Vaughan.
Kauffman.	Ward.
Lattimore.	Warren.
Mayfield.	Watson.
McNealus.	Weinert.
Meachum.	Willacy.
Murray.	

Absent.

Johnson. Terrell, McLennan.

Senator Mayfield moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 226.

(By Unanimous Consent.)

The Chair laid before the Senate on second reading.

Senate Bill No. 226, A bill to be entitled "An Act for the relief of the Houston Light Guard, a militia company known as Company A, Third Infantry, Texas National Guard; validating its title to armory property in the city of Houston, Texas, and declaring an emergency."

Bill read second time, and ordered engrossed.

On motion of Senator Hume the constitutional rule requiring bills to be read on three several days was suspended and the bill put on third reading and final passage by the following vote:

Yeas—30.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

Absent.

Johnson.

The bill was read third time and passed by the following vote:

Yeas—30.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell of Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

Absent.

Johnson.

Senator Hume moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SIMPLE RESOLUTION.

By Senator Meachum:

Whereas, Hon. Scott Field of Robertson county formerly a distinguished member of Congress from Texas, is now in the Senate gallery; therefore, be it

Resolved, That he be invited forthwith to address the Senate and be extended the privileges of the floor.

The resolution was read and adopted. The Chair appointed Senators Meachum, Astin and Townsend as a committee to escort Mr. Field to the President's stand. After being introduced, Mr. Field addressed the Senate briefly.

SENATE BILL NO. 247.

(By Unanimous Consent.)

The Chair laid before the Senate on second reading,

Senate bill No. 247, A bill to be entitled "An Act to validate the sale of the public free school and asylum lands made by the Commissioner of the General Land Office, where such sales may be defective from any cause, and to quiet the titles thereto, and provide for the issuance of patents thereto."

Senator Hudspeth offered the following amendment, which was read and adopted:

Amend Senate bill No. 247 by striking out all of Section 1, inserting in lieu thereof the following:

"Section 1. All sales made out of leases of unsurveyed school lands that may have been erroneous by reason of a lack of definiteness of leaseholds and unmarked survey lines, and all sales made on lines of four section counties, and eight section counties, and such sales of land as may have been made in a four section county, and other sales in an eight section county, as may have been erroneous on account of a lack of clearness in the statute, regulating the rights of purchasers in four section counties and in eight section counties, are hereby validated and declared to be good sales so far as the probable errors herein mentioned may affect such sales

Senator Hudspeth offered the following amendment, which was read and adopted:

Amend Senate bill No. 247 by striking out all before the enacting

clause, and inserting in lieu thereof the following:

A bill to be entitled "An Act to validate all sales made out of leases of unsurveyed school lands that may have been erroneous by reason of a lack of definiteness of lease holds and unmarked survey lines, and all sales made on lines of four section counties, and eight section counties, and such sales of land as may have been made in a four section county, and other sales in an eight section county, as may have been erroneous on account of a lack of clearness in the statute, regulating the rights of purchasers in four section counties and in eight section counties, are hereby validated, and declared to be good sales so far as the probable errors herein mentioned may affect such sales."

Senator Ward offered the following amendment, which was read and adopted:

Amend the bill by adding after Section 1 the following:

"Provided, that nothing in this act shall validate or affect any land sales or titles for which suits may now be pending in any of the courts of this State on behalf of the State.

"WARD,

"LATTIMORE."

Senator Lattimore offered the following amendment, which was read and adopted:

"Amend in line 14 printed bill by inserting after the word 'made' the following: 'Prior to the enactment hereof.'"

Senator Hudspeth offered the following amendment, which was read and adopted:

Amend the bill by adding the following emergency clause:

Section 2. The fact that sales have been erroneously made out of valid leases, land sold in excess of complements through an erroneous construction of the law and sales erroneously made from other causes, and that the purchasers have in good faith occupied and improved the lands for homes, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and this Act take effect and be in force from and after its passage, and it is so enacted.

Senator Townsend offered the following amendment:

Amend the bill on page 1 by adding after Section 1 the following:

Provided, that the provisions of this act shall not apply to any purchasers of land acquired by or through fraud or deceit.

Senator Hudspeth moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—19.

Adams.	Peeler.
Astin.	Perkins.
Bryan.	Real.
Hudspeth.	Sturgeon.
Hume.	Terrell, McLennan.
Kauffman.	Ward.
Lattimore.	Watson.
Meachum.	Weinert.
Murray.	Willacy.
Paulus.	

Nays—9.

Carter.	McNealus.
Cofer.	Terrell, Wise.
Collins.	Townsend.
Greer.	Vaughan.
Mayfield.	

Absent.

Johnson.	Warren.
Ratliff.	

Senator Greer here moved that the Senate recess until 3 o'clock, but the motion was lost.

Bill read second time, and ordered engrossed.

On motion of Senator Hudspeth the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third and final passage by the following vote:

Yeas—28.

Adams.	Murray.
Astin.	Paulus.
Bryan.	Peeler.
Carter.	Perkins.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Ward.
Mayfield.	Watson.
McNealus.	Weinert.
Meachum.	Willacy.

Absent.

Johnson.	Warren.
Ratliff.	

The bill was read third time and passed by the following vote:

Yeas—22.

Adams.	Peeler.
Astin.	Perkins.
Bryan.	Real.
Carter.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Vaughan.
Kauffman.	Ward.
Lattimore.	Watson.
Meachum.	Weinert.
Paulus.	Willacy.

Nays—4.

Cofer.	Mayfield.
Collins.	Townsend.

Present—Not Voting.

McNealus.

Absent.

Johnson.	Ratliff.
Murray.	Warren.

Senator Hudspeth moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

BILLS READ AND REFERRED.

The Chair (President Pro Tem. Hudspeth) had referred, after their captions had been read, the following House bills:

House bill No. 407, referred to Committee on Finance.

House bill No. 517, referred to Committee on Towns and City Corporations.

RECESS.

Senator Hume, at 1 o'clock p. m., moved that the Senate recess until 3:30 o'clock today.

The motion was adopted by the following vote:

Yeas—15.

Adams.	Hudspeth.
Astin.	Hume.

Kauffman.	Terrell, McLennan.
Meachum.	Vaughan.
Paulus.	Watson.
Peeler.	Weinert.
Real.	Willacy.
Sturgeon.	

Nays—10.

Bryan.	Mayfield.
Carter.	McNealus.
Cofer.	Terrell, Wise.
Collins.	Townsend.
Lattimore.	Ward.

Present—Not Voting.

Perkins.

Absent.

Greer.	Ratliff.
Johnson.	Warren.
Murray.	

AFTER RECESS.

The Senate was called to order by Lieutenant Governor Davidson.

HOUSE BILL NO. 102—REFUSE TO TAKE UP.

Senator Perkins moved that the regular order of business (House bill No. 64) be suspended, and the Senate take up, out of its order, House bill No. 62.

The motion was lost by the following vote, a two-thirds vote being necessary:

Yeas—13.

Adams.	Peeler.
Astin.	Perkins.
Carter.	Real.
Hume.	Terrell, McLennan.
Meachum.	Watson.
Murray.	Weinert.
Paulus.	

Nays—13.

Bryan.	Sturgeon.
Collins.	Terrell, Wise.
Greer.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Ratliff.	

Absent.

Cofer.	Kauffman.
Hudspeth.	Willacy.
Johnson.	

SIMPLE RESOLUTION.

By Senator McNealus:

Whereas, Hon. Barry Miller of Dallas, a former Senator in the Texas Legislature, is now in the capitol building; therefore, be it

Resolved, That Mr. Miller be invited to address the Senate.

The resolution was read and adopted.

The Chair appointed Senators McNealus, Lattimore and Warren as a committee to escort Mr. Miller to the President's stand.

SECOND HOUSE MESSAGE.

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted:

Senate Concurrent Resolution No. 22, requesting the Governor to return Senate bill No. 163 to the Senate for correction.

House concurrent Resolution No. 33, requesting the Governor to return House bill No. 317 to the House for correction.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

HOUSE BILL NO. 64.

The Chair laid before the Senate on second reading and regular order (House bill day).

House bill No. 64, A bill to be entitled "An Act to require the owners and operators of mines in Texas to insulate or protect live electric wires so that persons or animals coming in contact with same shall not be injured and to provide a penalty for such neglect."

Senator Terrell of Wise offered the following amendment, which was read and adopted:

Amend the bill by inserting after the word animals, page 2, in the last line of Section 1, the following: "Provided, however, that this section shall not apply to mines in operation in this State on January 1, 1902, and prior thereto, and which have developed until there is at least 2000 feet distance from the shaft to the face of the coal being operated, except as to extensions of trolley wires made and to

be made after January 1, A. D. 1910, in such class of mines."

Senator Terrell of Wise offered the following amendment, which was read and adopted:

Amend the bill by striking out of page 3, line 8, the following: "A copy thereof shall be placed in the hands of the State Mining Inspector for his information." Strike out the word "copy," line 10, and insert "map." Strike out the word "and," line 11, and strike out all of lines 12, 13 and 14, page 2, and all of line 15 down to and including the word "and."

Senator Terrell of Wise offered the following amendment, which was read and adopted:

Amend the bill by adding after Section 5 of the bill the following:

Sec. 6. The fact that the lives of human beings are being endangered by live electric wires in mines, and the near approach of the adjournment of this Legislature, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and it is so enacted.

Bill read second time and passed to a third reading.

On motion of Senator Terrell of Wise the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Perkins.
Bryan.	Ratliff.
Carter.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	Watson.
Paulus.	Weinert.
Peeler.	Willacy.

Absent.

Adams.	Kauffman.
Cofer.	Murray.
Johnson.	

The bill was read a third time and passed.

Senator Terrell of Wise moved to

reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

INVITATION.

Amarillo, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate, Austin, Texas.

Dear Sir: The Panhandle Stockmen's Association of Texas will hold its twelfth annual convention in Dalhart on the 7th, 8th and 9th of March and you and the members and officers of the Senate over which you preside are hereby cordially invited to attend said convention. Respectfully,

C. T. HERRING,

President of the Panhandle Stockmen's Association.

By J. F. Avery, Secretary.

On motion of Senator Hudspeth the above invitation was accepted.

HOUSE BILL NO. 65.

The Chair laid before the Senate on third reading and regular order,

House bill No. 65, A bill to be entitled "An Act to prohibit any person, association of persons, corporations or receivers, owning, operating or managing any mine in this State from feeding or permitting to be fed any work animal in said mines; or to store or keep any feed for such animal in said mines; providing that no work animal shall be permitted to remain in any mine longer than ten consecutive hours, fixing penalties for the violation of this Act, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—27.

Astin.	Perkins.
Bryan.	Ratliff.
Carter.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	Watson.
Murray.	Weinert.
Paulus.	Willacy.
Peeler.	

Absent.

Adams.
Cofer.Johnson.
Kauffman.

Senator Terrell of Wise moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 122.

The Chair laid before the Senate on second reading and regular order,

House bill No. 122, A bill to be entitled "An Act to provide that the commisisoners' court of any county may, and prescribing how the commisisoners' court of any county within this State may on their own motion, establish and maintain an agricultural and experiment farm and station within their county. Also prescribing the terms and conditions upon and by which a certain per cent of the qualified voters of any county may cause an election to be held in such county to determine whether or not an agricultural experiment farm and station shall be established in such county under the terms and provisions of this Act; prescribing how such agricultural experiment farm and station shall be established, conducted and maintained and conferring certain authority upon the commisisoners' court and county judge and defining their duties with reference thereto, and defining certain duties of the State Director of Experiment Stations, and declaring an emergency."

The bill was read, and Senator Mayfield offered the following amendment, which was read and adopted:

Amend the bill, page 3, line 15, by inserting after the word "agricultural" the following words, "demonstration farms and."

Senator Mayfield offered the following amendment, which was read and adopted:

Amend the bill, page 5, by striking out all in line 16 after the word "station" and by striking out lines 17 and 18 on the same page.

Senator Mayfield offered the following amendment, which was read and adopted:

Amend the caption, page 1, by striking out the word "may" where it appears in lines 17 and 19 and insert in lieu thereof the word "shall."

Bill read second time, and passed to a third reading.

On motion of Senator Mayfield, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Astin.
Bryan.
Cofer.
Collins.
Greer.
Hudspeth.
Hume.
Lattimore.
Mayfield.
McNealus.
Meachum.
Murray.
Paulus.
Peeler.Perkins.
Ratliff.
Real.
Sturgeon.
Terrell, McLennan.
Terrell, Wise.
Townsend.
Vaughan.
Ward.
Warren.
Watson.
Weinert.
Willacy.

Absent.

Adams.
Carter.Johnson.
Kauffman.

The bill was read a third time and passed by the following vote:

Yeas—27.

Astin.
Bryan.
Carter.
Collins.
Greer.
Hudspeth.
Hume.
Lattimore.
Mayfield.
McNealus.
Meachum.
Murray.
Paulus.
Peeler.Perkins.
Ratliff.
Real.
Sturgeon.
Terrell, McLennan.
Terrell, Wise.
Townsend.
Vaughan.
Ward.
Warren.
Watson.
Weinert.
Willacy.

Absent.

Adams.
Cofer.Johnson.
Kauffman.

Senator Mayfield moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 331.

On motion of Senator Ward the regular order of business (House bill No. 221) was suspended, and the Senate took up, out of order, Senate bill No. 331, by unanimous consent.

On motion of Senator Ward the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The Chair laid before the Senate on second reading.

Senate bill No. 331, A bill to be entitled "An Act to grant a special charter to the city of Hillsboro, Hill county, Texas, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Bill read second time and ordered engrossed by the following vote:

Yeas—27.

Astin.	Perkins.
Bryan.	Ratliff.
Carter.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	Watson.
Murray.	Weinert.
Paulus.	Willacy.
Peeler.	

Absent.

Adams.	Johnson.
Corer.	Kauffman.

On motion of Senator Ward, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, McLennan.
Hume.	Terrell, Wise.
Lattimore.	Townsend.
Mayfield.	Vaughan.
McNealus.	Ward.
Meachum.	Warren.
Murray.	Weinert.
Paulus.	Willacy.

Absent.

Adams.
Corer.
Johnson.

Kauffman.
Watson.

The bill was read third time and passed by the following vote:

Yeas—25.

Astin.	Peeler.
Bryan.	Perkins.
Carter.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	Weinert.
Murray.	Willacy.
Paulus.	

Absent.

Adams.	Kauffman.
Cofer.	Ratliff.
Johnson.	Watson.

Senator Ward moved to reconsider the vote by which the bill was passed, and lay that motion on the table. The motion to table prevailed.

HOUSE BILL NO. 221.

The Chair laid before the Senate on second reading, as regular order,

House bill No. 221, A bill to be entitled "An Act to authorize and empower the Commissioner of Agriculture of the State of Texas to employ a civil engineer, having a practical knowledge of conservation of moisture and soil fertility, who understands the practical art of terracing farm lands to prevent the washing away and the destruction of the properties of the soil, to instruct the farmers by practical demonstrations in terracing, providing an appropriation therefor, and declaring an emergency."

The committee report with (committee) amendment was adopted.

The bill was read, and

Senator Carter offered the following amendment, which was read and adopted:

Amend the bill, page 2, line 5, by adding after the word "had" and before the word "actual" the following, "five years."

Senator Astin offered the following amendment, which was read and adopted:

Amend line 2, page 2, by striking out the word "some" and insert the word "the" and the words "in the South" and insert in lieu thereof the words "State of Texas."

Senator Meachum offered the following amendment:

Amend the bill, page 2, lines 7 and 8, by striking out all of said lines 7 and 8 and part of line 9, down to and including the word "out," after the word "annum," in line 7, and insert in lieu thereof the following: "And shall be located at the Agricultural and Mechanical College of Texas, where he shall teach the students of that institution in the art of conservation of moisture and soil fertility, and to prevent the washing away and the destruction of the properties of the soil, and when he has opportunity therefor it shall be his duty to go."

The amendment was read, and

Senator Townsend made the point of order that the amendment sought to change the purposes of the bill, and was not germane.

The Chair overruled the point of order.

Senator Warren offered the following substitute for the amendment:

Amend the bill by striking out all language in line 8 on page 2, after the word "agriculture," and all of lines 9 and 10 and the words "moisture and soil fertility" in line 11 and insert in lieu thereof the following: "And shall visit such sections of the State as in the opinion of the Commissioner of Agriculture and himself requires his attention, and shall visit such communities as on written request of as many as twenty freeholders shall apply to him for instructions in terracing farm lands and in conserving the moisture and soil fertility."

Pending.

THIRD HOUSE MESSAGE.

Hall of the House of Representatives
Austin, Texas, March 1, 1911.

Hon A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

House Concurrent Resolution No.

35, expressing the hope that the declining years of Hon. Geo. W. Brackenridge may be as peaceful as his life has been beneficial to civilization.

House bill No. 14, A bill to be entitled "An Act to amend Section 19, Chapter XI of the Acts of the First Called Session of the Twenty-ninth Legislature entitled 'An Act to regulate elections and to provide penalties for its violation and to repeal the Acts of the Twenty-eighth Legislature of 1903, regulating elections, general, special and primary and political conventions, approved April 1, 1903, relating to exemptions from the payment of poll tax and providing that it shall be necessary for persons over sixty years of age to procure but one certificate of exemption.'"

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

The Chair (Lieutenant Governor Davidson) had referred, after its caption had been read, the following:

House bill No. 14, referred to Committee on Privileges and Elections.

HOUSE CONCURRENT RESOLUTION NO. 35.

The Chair laid before the Senate House Concurrent Resolution No. 35, relating to Hon. Geo. W. Brackenridge.

The resolution was read and adopted.

HOUSE CONCURRENT RESOLUTION NO. 33.

The Chair laid before the Senate House Concurrent Resolution No. 33, requesting the Governor to return House bill No. 317 to the House for correction.

The resolution was read and adopted.

SENATE BILL NO. 237.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

Senate bill No. 237, A bill to be entitled "An Act to amend Section 6 of Chapter 164, General Laws of

the State of Texas, passed at the Regular Session of the Twenty-ninth Legislature, and approved May 1, 1905, as amended by Senate bill No. 61, passed by the Regular Session of the Thirty-second Legislature of the State of Texas, and approved February 2, 1911, relating to a system of State, county and city depositories for State, county and city funds, and defining the duties of the State Treasurer as to the acceptance of county, municipal and independent school district bonds as collateral security for deposits made with such depositories, repealing all laws in conflict therewith, and declaring an emergency."

RECESS.

On motion of Senator Weinert, the Senate, at 6:40 o'clock p. m., recessed until 8:30 o'clock tonight.

AFTER RECESS.

(Night Session.)

The Senate was called to order by President Pro Tem. Hudspeth.

The Chair here introduced ex-Senator Barry Miller to the Senate, who addressed the Senate, which was in response to an invitation extended him in the afternoon.

HOUSE BILL NO. 94.

(By Unanimous Consent.)

The Chair laid before the Senate on second reading,

House bill No. 94, A bill to be entitled "An Act to create and establish the county of Brooks, prescribing its area and boundaries, appointing commissioners to organize said county, and prescribing their duties, providing for a division of said county into commissioners and justices precincts, providing for holding county and precinct elections for the election of county and precinct officers, and the location of the county seat of said county, providing for the attachment of said county to judicial, representative, senatorial and congressional districts, providing for the assessment and collection of taxes, and for the defraying the expenses of organizing

said county, and for the new county to pay its pro rata share of the debt of the counties from which it is taken, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The committee report favorably with amendments (committee) and that the bill be not printed, was adopted.

Senator Weinert offered the following amendment, which was read and adopted:

Amend House bill No. 94 by inserting after the word "Starr," in line 6, page 8, the words "and Zapata."

WILLACY,
WEINERT.

Senator Watson offered the following amendment:

Amend the bill by striking out the word "Brooks" wherever it occurs in the bill and insert in lieu thereof "Willacy."

PEELER,
WATSON.

Senator Lattimore offered the following substitute for the amendment:

I move the name Brooks be stricken out wherever it occurs and insert in lieu thereof the word "Ross."

Senator Watson moved to table the substitute, which motion to table was adopted by the following vote:

Yeas—19.

Adam.	Perkins.
Astin.	Ratliff.
Greer.	Real.
Hudspeth.	Sturgeon.
Hume.	Terrell, McLennan.
Kauffman.	Ward.
McNealus.	Warren.
Meachum.	Watson.
Murray.	Weinert.
Peeler.	

Nays—5.

Cofer.	Mayfield.
Collins.	Townsend.
Lattimore.	

Absent.

Bryan.	Terrell, Wise.
Carter.	Vaughan.
Johnson.	Willacy.
Paulus.	

The amendment by Senator Watson was then adopted.

Bill read second time and passed to third reading.

On motion of Senator Weinert, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Adams.	Peeler.
Astin.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, McLennan.
Hume.	Townsend.
Kauffman.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Bryan.	Paulus.
Carter.	Terrell, Wise.
Johnson.	Vaughan.
Lattimore.	Willacy.

The bill was read third time and passed by the following vote:

Yeas—25.

Adams.	Peeler.
Astin.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, McLennan.
Hume.	Townsend.
Kauffman.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	Watson.
Murray.	Weinert.
Paulus.	

Absent.

Bryan.	Lattimore.
Carter.	Terrell, Wise.
Johnson.	Willacy.

Senator Weinert moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

49—S.

HOUSE BILL NO. 416.

(By Unanimous Consent.)

The Chair laid before the Senate on second reading,

House bill No. 416, A bill to be entitled "An Act to create a special road law for Morris county, Texas, providing for an election for the adoption of this Act; providing for levying and collecting a road tax and for the working on the public roads of said county of those subject to and failing to pay said tax; requiring the commissioners court of said county to appoint a county road superintendent, prescribing and defining his qualifications and duties, and providing for his compensation; defining the duties of the commissioners court with respect to the public roads of said county; authorizing and providing for the working of county convicts upon the public roads and for the commutation of sentence of convicts for faithful service and good behavior, not to exceed one-eighth of the whole time of commitment, prescribing the duties of said court with respect to the care and maintenance of such convicts, and providing for officers' fees; authorizing the employment of not exceeding two assistants to the road superintendent, providing for their compensation and prescribing their duties; authorizing the county road superintendent to contract with a person subject to road duty for hire of wagons and teams."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read, and

Senator Vaughan afforded the following amendment, which was read and adopted:

Amend the bill by adding after the last section the following:

Section —. The crowded condition of the calendar and the near approach of the closing of the present session of the Legislature, and the necessity for the passage of this Act create an emergency and imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and it is so enacted.

Bill read second time, and passed to a third reading.

On motion of Senator Vaughan, the constitutional rule requiring

bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—29.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Johnson. Willacy.

The bill was read third time and passed by the following vote:

Yeas—29.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Roal.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Johnson. Willacy.

Senator Vaughan moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 332.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its second reading by the following vote:

Yeas—29.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Warren.
Mayfield.	Ward.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Johnson. Willacy.

On motion of Senator Greer, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The Chair laid before the Senate on second reading

Senate bill No. 332, an act amending city charter of the city of Tyler, Texas. (See "Bills and Resolutions" for caption.)

Bill read second time, and ordered engrossed.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Adams.	Murray.
Astin.	Paulus.
Bryan.	Peeler.
Carter.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, Wise.
Kauffman.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.

Absent.

Hume. Ward.
Johnson. Willacy.
Terrell, McLennan.

The bill was read third time, and passed by the following vote:

Yeas—27.

Adams.	Murray.
Astin.	Paulus.
Bryan.	Peeler.
Carter.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Warren.
Mayfield.	Watson.
McNealus.	Weinert.
Meachum.	

Absent.

Johnson. Ward.
Terrell, McLennan. Willacy.

HOUSE BILL NO. 207.

(By Unanimous Consent.)

The Chair laid before the Senate on second reading.

House bill No. 207, A bill to be entitled "An Act to increase the authority and duties of the county commissioners' court of Hunt county, Texas, and of the county commissioners of said county; to require said commissioners to devote their entire time to the affairs of said county; to fix salaries for the members of said court and to provide for the submission hereof to a vote of the qualified voters of said county, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

Senator Perkins offered the following amendment, which was read and adopted:

Amend House bill No. 207 by inserting in the second line in Section 3, between the words "the" and "duties," the following: "Regular and ex officio."

Senator Perkins offered the following amendment, which was read and adopted:

Amend House bill No. 207 by inserting in the first line of Section 4, between the words "as" and "compensation" the word "entire," and by inserting after the word "dollars," in the second line of Section 4, the following: "And no more."

Bill read second time, and passed to a third reading.

On motion of Senator Perkins, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Adams.	Murray.
Astin.	Paulus.
Bryan.	Peeler.
Carter.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.

Absent.

Johnson. Willacy.
Terrell, McLennan.

The bill was read third time, and passed by the following vote:

Yeas—29.

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Johnson. Willacy.

Senator Perkins moved to reconsider the vote by which the bill was

passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 402.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

House bill No. 402, A bill to be entitled "An Act to amend an act of the Twenty-eighth Legislature of the State of Texas, entitled 'An Act to incorporate the city of Corsicana in Navarro county, Texas, and to fix the boundaries thereof, and to provide for its government and management of its affairs,' as amended by Chapter 39 of the Special Laws of the Thirtieth Legislature of the State of Texas, and by Chapter 22 of the Special Laws of the Thirty-first Legislature of the State of Texas, by amending Section 28 thereof so that the city marshal shall receive such salary as the council may fix, not to exceed \$100.00 per month, and each policeman shall receive such salary as the council shall fix, not to exceed \$75.00 per month, and by amending Section 185 so as to provide that the city may purchase and improve and maintain parks, hospitals and sanitariums and raise funds and appropriate same therefor, and by amending Sections 194, 195 and 196 so as to provide for a maximum tax levy for any year of \$1.80 on the \$100.00 valuation of property subject to taxation, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Warren, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—29.

Adams.	Greer.
Astin.	Hudspeth.
Bryan.	Hume.
Carter.	Kauffman.
Cofer.	Lattimore.
Collins.	Mayfield.

McNealus.
Meachum.
Murray.
Paulus.
Peeler.
Perkins.
Ratliff.
Real.
Sturgeon.

Terrell, McLennan.
Terrell, Wise.
Townsend.
Vaughan.
Ward.
Warren.
Watson.
Weinert.

Absent.

Johnson.

Willacy.

The bill was read third time, and passed by the following vote:

Yeas—29.

Adams.
Astin.
Bryan.
Carter.
Cofer.
Collins.
Greer.
Hudspeth.
Hume.
Kauffman.
Lattimore.
Mayfield.
McNealus.
Meachum.
Murray.

Faulus.
Peeler.
Perkins.
Ratliff.
Real.
Sturgeon.
Terrell, McLennan.
Terrell, Wise.
Townsend.
Vaughan.
Ward.
Warren.
Watson.
Weinert.

Absent.

Johnson.

Willacy.

Senator Warren moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 333.

(By Unanimous Consent.)

On motion of Senator Kauffman, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its second reading by the following vote:

Yeas—28.

Adams.
Astin.
Carter.
Cofer.

Collins.
Greer.
Hudspeth.
Hume.

Kauffman.	Real.
Lattimore.	Sturgeon.
Mayfield.	Terrell, McLennan.
McNealus.	Terrell, Wise.
Meachum.	Townsend.
Murray.	Vaughan.
Paulus.	Ward.
Peeler.	Warren.
Perkins.	Watson.
Ratliff.	Weinert.

Absent.

Bryan.	Willacy.
Johnson.	

On motion of Senator Kauffman, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The Chair laid before the Senate, on second reading,

Senate bill No. 333, amending the city charter of the city of Galveston.

(See "Bills and Resolutions" for caption.)

Bill read second time, and ordered engrossed.

On motion of Senator Kauffman, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Adams.	Paulus.
Astin.	Peeler.
Carter.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, McLennan.
Hume.	Terrell, Wise.
Kauffman.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	Watson.
Murray.	Weinert.

Absent.

Bryan.	Willacy.
Johnson.	

The bill was read third time, and passed by the following vote:

Yeas—28.

Adams.	Paulus.
Astin.	Peeler.
Carter.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Sturgeon.
Hudspeth.	Terrell, McLennan.
Hume.	Terrell, Wise.
Kauffman.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	Watson.
Murray.	Weinert.

Absent.

Bryan.	Willacy.
Johnson.	

HOUSE BILL NO. 500.

(By Unanimous Consent.)

On motion of Senator Cofer, the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The Chair laid before the Senate, on second reading,

House bill No. 500, A bill to be entitled "An Act to amend Sections 2, 21 and 28, of Article 8, and Article 2, by adding thereto Section 35, and Article 3, by adding thereto Section 4a, and Sections 1, 3 and 4 of Article 5, and Sections 1 and 9 of Article 6, and Sections 1, 2 and 12, of Article 7, and Sections 16 and 17 of Article 9, of Chapter 33, Special Laws of the Thirtieth Legislature, entitled 'An Act granting to Denison, Grayson county, Texas, a new charter of incorporation,' and as amended by an Act of the Thirty-first Legislature of the State of Texas, at its Third Called Session, and approved August 15, 1910, repealing all laws and parts of laws in conflict herewith, and declaring an emergency; defining the corporate powers of the city of Denison, regulating the election of school trus-

tees, defining their qualifications and duties, regulating contracts for public work, providing for a depository of city funds; regulating the assessing and collection of taxes; defining the city council, providing for the qualifications of the members thereof, fixing their tenure of office, and regulating the election, regulating the appointment and removal of officers and employes, defining the qualifications of the mayor; providing for his election and fixing his tenure of office; fixing the mayor's salary, regulating the number of aldermen, defining their qualifications; providing for their election and fixing their tenure of office; fixing the salary of aldermen, and providing for the election of the mayor, aldermen, school trustees and other officers and heads of departments, and fixing their tenure of office, under the provisions of this Act."

The bill was read, and

Senator Cofer offered the following amendment, which was adopted:

Amend page 9, line 11, by striking out the word "and," at the end of line and insert in lieu thereof the word "or."

Senator Cofer offered the following amendment, which was read and adopted:

Amend the bill by adding another section just before the emergency clause to be known as Section 2, and numbering the sections accordingly.

Section 2. These amendments shall be voted upon at a special election to be called by the mayor of the city of Denison, or in the event of his failure to do so, then by the city secretary of said city, at which all qualified voters of said city may vote for or against these amendments. Those voting for such amendments shall have printed on their ballots: "For the charter amendments," and those voting against said amendments shall have printed on their ballots: "Against the charter amendments." If a majority of the votes cast shall be in favor of such charter amendments, then such charter amendments shall become a part of the charter of the city of Denison. If a majority of the votes be against such charter amendments, then this Act shall not be effective. Twenty days' notice of said election shall be given by

publishing notice thereof in some newspaper in the city of Denison. Said election shall be held on Saturday, the 25th day of March, A. D. 1911. The provisions of the general election laws of Texas shall govern in all respects as far as applicable the holding of said election.

The bill was read second time and passed to a third reading.

SENATE BILL NO. 209—PENDING.

(District No. 8.)

On motion of Senator Carter, the pending order of business (House bill No. 221) was suspended, and the Senate took up, out of its order, Senate bill No. 209 by the following vote:

Yeas—19.

Carter.	Ratliff.
Cofer.	Real.
Collins.	Sturgeon.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Lattimore.	Townsend.
Mayfield.	Vaughan.
McNealus.	Ward.
Murray.	Warren.
Perkins.	

Nays—8.

Adams.	Paulus.
Astin.	Peeler.
Hume.	Watson.
Kauffman.	Weinert.

Absent.

Bryan.	Willacy.
--------	----------

PAIRED.

Senator Meachum (present), who would vote nay, with Senator Johnson (absent), who would vote yea.

The result of the above roll call was declared, and the motion was declared adopted, and Senator Watson made the point of order that this being House bill day, it would require a four-fifths vote to suspend the rule, which was in accordance with the rules of the Senate governing consideration of House bills, contending that the rule governing night session would not apply for consideration of Senate bills on House bill day.

REFUSE TO ADJOURN.

Pending discussion on the point of order, Senator Adams moved that the Senate adjourn until 10 o'clock tomorrow morning.

The motion was lost by the following vote:

Yeas—13.

Adams.	Peeler.
Astin.	Perkins.
Hudspeth.	Real.
Hume.	Terrell, McLennan.
Kauffman.	Watson.
Murray.	Weinert.
Paulus.	

Nays—16.

Bryan.	Meachum.
Carter.	Ratliff.
Cofer.	Sturgeon.
Collins.	Terrell, Wise.
Greer.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.

Absent.

Johnson. Willacy.

SENATE BILL NO. 209—PENDING.

Action recurred on the pending point of order.

BILLS SIGNED.

The Chair (President Pro Tem Hudspeth) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

Senate bill No. 23, A bill to be entitled "An Act to provide for the location and establishment at the East Texas Penitentiary at Rusk, Cherokee county, Texas, by the Board of Prison Commissioners of the State Penitentiary, of a factory for the manufacture of cotton bagging, cotton sacks, cotton duck, cotton rope, cotton twine and other cotton goods, for the employment of managing experts and of certain convicts in the operation of said factory, to make an appropriation therefor, and the repealing of all laws or parts of laws in conflict with this Act, and declaring an emergency."

ADJOURNMENT.

Pending further discussion, Senator Meachum moved that, in view of tomorrow being Texas Independence Day, that the Senate adjourn until 10 o'clock Friday morning, in honor of same.

The motion was adopted by the following vote:

Yeas—14.

Adams.	Paulus.
Astin.	Peeler.
Hudspeth.	Perkins.
Hume.	Real.
Kauffman.	Terrell, McLennan.
McNealus.	Watson.
Murray.	Weinert.

Nays—13.

Bryan.	Ratliff.
Carter.	Sturgeon.
Cofer.	Terrell, Wise.
Collins.	Townsend.
Greer.	Vaughan.
Lattimore.	Ward.
Mayfield.	

PAIRED.

Senator Warren (present), who would vote "nay," with Senator Willacy (absent), who would vote "yea."

Senator Meachum (present), who would vote "yea," with Senator Johnson (absent), who would vote "nay."

APPENDIX.

COMMITTEE REPORTS.

(Floor Report.)

Austin, Texas, March 1, 1911.
Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Public Health to whom was referred Senate bill No. 334,

Beg leave to report that we have had same under consideration, and recommend that it do pass and be printed in the Journal, and be not printed.

Peeler, Chairman; McNealus, Warren, Carter, Greer, Collins, Willacy, Adams.

That part of the committee report referring to the printing in the Journal was adopted.

(Following is the bill in full.)

A BILL

To Be Entitled

An Act to amend Sections 1, 3 and 4 of Chapter 117 of the Acts of the Regular Session of the Thirty-first Legislature, being an Act entitled, "An Act to define and regulate the practice of professional nursing, create a Board of Nurse Examiners for the examination and licensing of nurses, and to prescribe their qualifications, to provide for their proper registration and for the revocation of certificates and to fix suitable penalties for the violation of this Act," and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Sections 1, 3 and 4 of Chapter 117, Acts of the Thirty-first Legislature, entitled, "An Act to define and regulate the practice of professional nursing, create a Board of Nurse Examiners for the examination and licensing of nurses, and to prescribe their qualifications, to provide for their proper registration and for the revocation of certificates and to fix suitable penalties for the violation of this Act; be so amended as to hereafter read as follows:

Section 1. That a board to be known as the Board of Nurse Examiners for the State of Texas is hereby established. Said board shall be composed of five registered nurses, who shall be trained nurses of at least twenty-three (23) years of age, of good moral character and graduates of a training school connected with a general hospital or sanitarium of good standing presided over by a graduate nurse where a two years' training with a systematic course of instruction is given in the wards. Two members of said board must be nurses who have had at least two years' experience in educational work among nurses. Said board shall be appointed by the Governor of this State within sixty days after this act shall go into effect, and biennially thereafter within sixty days after his inauguration,

and the term of office shall be two years, or until their successors shall be appointed and qualified. Vacancies occurring in the board shall be filled by the Governor.

Section 3. That after organization it shall be the duty of said board to meet regularly once in every six (6) months, notice of which meeting shall be given to the public press and in one nursing journal one month previous to the meeting. At every regular meeting, namely, every six months, it shall be the duty of the board to examine all applicants for registration under this Act. Applicants must be graduated from a chartered training school, presided over by a graduate nurse. Upon filing application for examination, each applicant shall pay an examination fee of five dollars, which shall be in no case returned to the applicant, whether the examination be passed or not, but in case the applicant passes the examination, then no further fee shall be required for registration. The examination shall be of such character as to determine the fitness of the applicant to practice professional nursing as contemplated by this act; provided, said board shall prepare questions for examinations and shall examine applicants on the following subjects: Practical nursing, surgical nursing, obstetrical nursing, materia medica, anatomy, physiology, hygiene, dietetics and gynecology. If the results of the examination shall be satisfactory to the majority of the board, the board shall sign and issue a certificate to the applicant to that effect, which certificate shall be attested by the secretary, whereupon the person named in the certificate shall be duly qualified to practice professional nursing in this State. Any registered nurse from any other State where the laws with reference to professional nursing are up to the standard of the laws of the State of Texas, who shall show to the satisfaction of the board that he or she is a trained graduate nurse of a hospital or sanitarium, the standard of instruction and training of which shall meet the requirements of the rules prescribed by said board, and who shall be otherwise properly qualified, may receive a certificate

and be registered as a nurse of this State without examination.

Section 4. That all nurses who are engaged in nursing at the time of the passage of this Act, and who shall show to the satisfaction of the said board that they are of good moral character and were graduated prior to April, 1909, from a training school connected with a hospital or sanitarium giving two years' general training, or prior to the year 1901, having given eighteen months' general training, and who maintains in other respects proper standards, shall be entitled to registration without examination, provided they register prior to January 1st, 1912. All persons who have heretofore received registration certificates in compliance with an Act of the Regular Session of the Thirty-first Legislature, being, "An Act to define and regulate the practice of professional nursing, to create a Board of Nurse Examiners for the examination and licensing of nurses, and to prescribe their qualifications, to provide for their proper registration and for the revocation of certificates and to fix suitable penalties for the violation of this Act," shall not be required to obtain new registration certificates, but such certificates heretofore secured under said Act of the Thirty-first Legislature shall be in all things valid and binding and of full force and effect. All persons who are in training in the wards of a general hospital or sanitarium in this State where a two years' training with a systematic course of instruction is given at the time of the passage of this act, and shall graduate hereafter, and possess the above qualifications, shall be entitled to registration without examination. Provided, application for registration certificate shall be made to the board herein provided for, who shall issue proper certificate of registration without examination, if the applicant be found entitled thereto under the provisions of this Act. All nurses who have served in the Army or Navy of the United States, and have been honorably discharged, shall be entitled to registration without examination. It shall be unlawful hereafter for any person to practice nursing as a registered nurse, without a certificate from the State Board of Nurse Examiners. A nurse who has received his or her

certificate according to the provisions of this act shall be styled and known as a "Registered Nurse." No other person shall assume such title or use the abbreviation "R. N.," or any other letters to indicate that he or she is a registered nurse. The board in each instance shall require a registration fee of five (\$5.00) dollars.

Section 2. The crowded condition of the calendar and the near approach of the end of the session create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and that this Act take effect from and after its passage, and it is so enacted.

SPECIAL COMMITTEE REPORT.

Senator Peeler offered the following special committee report, which is printed here by order of the Senate:

Hon. A. B. Davidson, President of the Senate, and Hon. Sam Rayburn, Speaker of the House of Representatives.

Sirs: The Joint Committee, appointed under the provisions of the following Concurrent Resolution, passed at the Fourth Called Session of the Thirty-first Legislature,

"Relating to the removal of the remains of Stephen F. Austin." H. C. R. No. 4.

Resolved by the House of Representatives, the Senate concurring, That a committee, to be composed of three members of the House and two members of the Senate, be appointed to superintend the removal of the remains of Stephen F. Austin, the Father of Texas, from the obscure place on the lower Brazos, where they now repose, to the State Cemetery at Austin, his surviving relatives having consented thereto; the expense of such removal to be paid out of the contingent fund of both Houses of the Legislature. Approved September 7, 1910.

Respectfully submit their report as follows:

That Senators J. E. Kauffman of Galveston County and John L. Peeler of Travis County were appointed members of the Joint Committee, provided for in said resolution, on the part of the Senate, and Representatives A. T. McKinney of Walker County, L. P. Wilson of Harrison

County and M. S. Munson of Brazoria County, on the part of the House of Representatives.

Said committee, at a meeting held in the House of Representatives, on September 7, 1910, organized by electing Representative McKinney as Chairman of the committee and Representative Munson as Secretary.

After a careful consideration of the matter it was decided that the remains of Gen. Austin should be exhumed on October 18, 1910, and removed to the State Capitol the next day and lie in state in the Senate Chamber until they should be taken to the State Cemetery for re-interment on Thursday, October 20, 1910, and that suitable ceremonies be had in the Senate Chamber on the night of October 19, 1910, and at the cemetery the next day.

Mr. V. O. Weed, undertaker of the City of Austin, was selected to superintend the removal and re-interment of the remains at Austin.

In accordance with this arrangement, on October 18, 1910, the committee, accompanied by Mr. Sebe Newman, Sergeant at Arms of the House of Representatives, met at the Gulf Prairie Cemetery, ten miles east of the town of Brazoria, in Brazoria county, where all that was mortal of the Father of Texas had peacefully reposed since the 29th day of December, 1836, when his body was committed to the soil of the Commonwealth he had loved and served so well, with imposing ceremonies, in the presence of the President and Vice President and many of the principal officers of the Army and Navy of the Republic of Texas.

Over a small brick structure, which had been built over the grave, rested a marble slab bearing the inscription:

Genl. Stephen Fuller Austin,
Eldest son of
Moses and Mary Austin,
born 3d of November, 1793,
in Austinville,
State of Virginia.
Departed this life
on the 27th of December, A. D. 1836,
at Columbia,
Republic of Texas,
Aged 43 years 1 month
and 24 days.

The slab and structure having been removed, the undertaker and his assistants began the work of dis-

interment under the supervision of the committee and many of the relatives of the deceased, who watched its progress with eager interest.

The bones of the great diplomat and statesman, lying in their proper places, some pieces of the coffin in which he was buried and a few of the nails used in its construction were all that had withstood the ravages of time, and these relics and as much of the sacred dust as could be collected were placed by loving hands in the casket which had been provided for their reception.

The following relatives of the deceased were present and witnessed the disinterment:

Mr. and Mrs. Jas. Perry Bryan, Quintana; Mrs. Wm. Joel Bryan, Velasco; Wm. Joel Bryan, Jr., Velasco; Jas. Perry Bryan, Jr., Velasco; Mrs. S. I. Bryan, Durazno; Mr. and Mrs. S. I. Stratton, Durazno; S. I. Stratton, Jr., Durazno; Luarnie Stratton, Durazno; Miss Sarah Perry, Perry Landing; Mr. Bryan Perry, Perry Landing; Mr. and Mrs. Gordon H. Bryan, Perry Landing; Mr. and Mrs. F. A. Brock, Angleton; Mr. H. A. Perry, Angleton; Mr. Austin Y. Bryan, Columbia; Mrs. A. A. Moore, Bay City; Mr. M. S. Perry, Bay City; Corinne Perry, Bay City; Mr. and Mrs. E. L. Perry, Bay City; Mr. and Mrs. S. S. Perry, Markham; Mr. Guy M. Bryan, Jr., Houston; Mr. Guy M. Bryan, Houston; Miss Eliza Bryan, Houston.

The casket having been closed, the journey to the Capital began. Arriving at Brazoria, the party were met by a committee of the citizens and also by the school children of the town.

An appropriate address on the life and services of General Austin was delivered by Dr. Weems, to which Senator Kauffman of the committee responded, and as the school children marched by the casket each one dropped a white flower upon it.

The remains were then transferred to the train for Houston, and at the request of the citizens of Angleton a short stop was had at that place. The school children of the town, one of their number carrying a Texas flag, sang a Texas patriotic song and placed a beautiful wreath of flowers upon the casket, and upon the arrival of the train at Houston, the remains were placed under a guard for the night.

Upon the invitation of the Cham-

ber of Commerce of the City of Houston, it was arranged that a celebration should take place at the Stephen F. Austin School, in that city, on the morning of the 19th of October, before the departure of the train for Austin.

In pursuance of this plan a large number of officials and citizens of the city met the committee at the Rice Hotel at 8 o'clock a. m. and accompanied the remains to the Stephen F. Austin School, where the casket was placed in the yard in front of the building.

Several hundred children of the school, under the direction of Prof. P. W. Horn, Superintendent of the City Schools, gathered around the casket and paid their tribute to the memory of the great Texan by placing flowers upon it and singing songs.

An interesting essay on the life of Austin was read by one of the students and an oration on behalf of the citizens of Houston was delivered by Hon. Joe Eagle of that city. A beautiful floral offering was presented by the Daughters of the Republic.

The procession then moved through the crowded streets of the city, which was once the capital of Texas, and whose patriotic citizens joined enthusiastically in honoring the dead chieftain to the Central Depot, from which the funeral party left for Austin, at 10:30 a. m.

Arriving at the capital at 4:40 p. m., the party were received by the Mayor and committee of citizens and the remains were escorted to the Senate Chamber by two companies of the Texas National Guard, under the command of Brigadier General Hutchings, to lie in state until their removal to the State Cemetery the next day.

At 8 p. m. a large audience, including the Governor and the heads of the departments of the State Government, assembled in the Senate Chamber to witness the ceremonies that had been arranged for that occasion.

Eloquent and impressive discourses upon the services of the illustrious dead were delivered by Hon. A. W. Terrell and the Rev. R. J. Briggs, and the services were concluded by a prayer by the Rev. Dr. E. B. Wright.

At 3:30 p. m. on Thursday, October 20th, the funeral procession was formed at the Capitol and the casket followed by the committee, State officials and the citizens of Austin and other parts of the State, under the escort of the two military companies, was borne to its last resting place in the State Cemetery, and with simple but impressive ceremonies the remains of the hero and statesman were committed to the soil of Texas, within the limits of the beautiful city that bears his honored name.

After the grave had been closed a Texas flag was placed upon it by Mrs. Rebecca J. Fisher, President of the Daughters of the Republic, a fitting tribute to the Father of Texas from the patriotic women of the State.

The Joint Committee having discharged the honorable duty imposed upon it, recommend that a suitable monument be erected over the remains of this great and good man, in the State Cemetery at Austin, that may serve to inspire the youth of our country with high ideals of character and achievement and serve to perpetuate to other times the memory of one who so largely contributed to the glory and renown of the Lone Star State.

Respectfully submitted,
PEELER,
KAUFFMAN,
On behalf of the Senate.
McKINNEY,
MUNSEN,
On behalf of the House.

(Floor Report.)

Austin, Texas, March 1, 1911.
Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred,

Senate Bill No. 331, A bill to be entitled "An Act to grant a special charter to the city of Hillsboro, Hill county, Texas, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Have had same under consideration and beg to report it back to the Senate, with the recommendation that it do pass and be not printed.

Meachum, Chairman; Hudspeth, McNealus, Vaughan, Kauffman, Lattimore, Terrell of McLennan.

(Floor Report.)

Austin, Texas, Feb. 28, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred,

House Bill No. 439, A bill to be entitled "An Act to confer upon the county court of Wheeler county the civil and criminal jurisdiction belonging to said court under the Constitution and General Statutes of Texas; to define the jurisdiction of said courts; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this Act, and declaring an emergency."

Have had the same under consideration and beg leave to report it back to the Senate, with the recommendation that it do pass and be not printed.

Hudspeth, Chairman; Kauffman, Watson, McNealus, Carter, Weinert, Hume, Paulus, Meachum, Peeler.

(Floor Report.)

Austin, Texas, Feb. 28, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

House Bill No. 321, A bill to be entitled "An Act to confer upon the county court of Oldham county the civil and criminal jurisdiction belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this Act, and declaring an emergency."

Have had the same under consideration and beg leave to report it back to the Senate, with the recommendation that it do pass and be not printed.

Hudspeth, Chairman; Kauffman, Meachum, Watson, McNealus, Carter, Weinert, Hume, Peeler, Paulus.

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Towns and City Corporations, to whom was referred,

Senate bill No. 333, A bill to be en-

titled, "An Act to authorize the board of city commissioners of the city of Galveston to fix the salaries of all its employes in the police department of said city; to fix the salary of the chief of police, the city engineer, the assistant engineer, the bookkeeper and draftsman in the engineering department of said city, the superintendent of streets, the employes of the department of waterworks and sewerage, of the plumbing inspector and the assistant city tax collector, and providing for all commissions paid to any officers are to be turned over to the city, providing for the consolidation of certain offices, and fixing the tax rate of the city of Galveston for general purposes not to exceed seventy-three cents on the hundred dollars valuation of the property of the city, and authorizing the board of commissioners of the city of Galveston to sell and convey by a proper deed for not less than fifty thousand dollars in cash, to the Gulf, Colorado and Santa Fe Railway Company, the interest of the said city in the lots and blocks known as the East End Park, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

Meachum, Chairman; Collins, Latimore, Peeler, Hudspeth, Hume, Kauffman, McNealus, Perkins.

(Floor Report.)

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Towns and City Corporations, to whom was referred

House bill No. 500, A bill to be entitled "An Act to amend Sections 2, 21 and 28 of Article 2, by adding thereto Section 35, and Article 3 by adding thereto Section 4a, and Sections 1, 3 and 4 of Article 5, and Sections 1 and 9 of Article 6, and Sections 1, 2 and 12 of Article 7, and Sections 16 and 17 of Article 9, of Chapter 33, Special Laws of the Thirtieth Legislature, entitled 'An Act granting to Denison, Grayson county, Texas, a new charter of incorporation,' and as amended by an Act of the Thirty-first Legislature of the State of Texas, at its

Third Called Session, and approved August 15, 1910, declaring an emergency, defining the corporate hours of the city of Denison, regulating the election of school trustees, defining their qualifications and duties, regulating contracts for public work, providing for the depository of city funds, regulating the assessing and collection of taxes; defining the city council, providing for the qualifications of the members thereof, fixing their tenure of office, and regulating the election, regulating the appointment and removal of officers and employees, defining the qualifications of the mayor; providing for his election and fixing his tenure of office; fixing the mayor's salary; regulating the number of aldermen; defining their qualifications; providing for their election and fixing their tenure of office; fixing the salary of aldermen, and providing for the election of mayor, aldermen, school trustees and other officers and heads of departments, and fixing their tenure of office, under the provisions of this Act."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

Meachum, chairman; Hudspeth, Perkins, Vaughan, Peeler, Lattimore, Collins, McNealus.

(Majority Report.)

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a majority of your Committee on Finance, to whom was referred,

Senate bill No. 327, A bill to be titled, "An Act to repeal Chapter 13, Acts of the Thirtieth Legislature, First Called Session, entitled: 'An Act to amend an Act passed at the Regular Session of the Thirtieth Legislature, entitled an Act to provide for a board to calculate the ad valorem rate of taxes for State purposes each year, and to prescribe the duties of such board and certain duties of the tax assessors of the various counties in this State, providing that said board shall also calculate the ad valorem rate of taxes for public free school purposes, and also authorizing the commissioners' court of the several counties in this State

to calculate the rate and to adjust the taxes levied in the several counties or portions thereof, for general and special purposes to the taxable values as shown on the assessment rolls,' approved May 16, 1907, and declaring an emergency."

Have had the same under consideration and beg to report it back to the Senate, with the recommendation that it do pass, and be not printed.

WILLACY, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Finance, to whom was referred,

Senate bill No. 327, A bill to be entitled, "An Act to repeal Chapter 13, Acts of the Thirtieth Legislature, First Called Session, entitled: 'An Act to amend an act passed at the Regular Session of the Thirtieth Legislature, entitled an Act to provide for a board to calculate the ad valorem rate of taxes for State purposes each year, and to prescribe the duties of such board and certain duties of the tax assessors of the various counties in this State,' providing that said board shall also calculate the ad valorem rate of taxes for public free school purposes, and also authorizing the commissioners' court of the several counties in this State to calculate the rate and to adjust the taxes levied in the several counties or portions thereof, for general and special purposes to the taxable values as shown on the assessment rolls,' approved May 16, 1907, and declaring an emergency."

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do not pass.

Johnson, Mayfield.

(Floor Report.)

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred,

Senate bill No. 335, A bill to be entitled, "An Act incorporating the Meridian Independent School Dis-

tract in Bosque county, Texas, for free school purposes only, defining its boundaries, and providing for a board of trustees, divesting the city of Meridian, its mayor, city council and board of trustees of the public free schools within said city, of the control of its public free schools, and of the title to school property therein, and vesting the same in the said Meridian Independent School District and its board of trustees, and prescribing the rights, powers, privileges and duties of said Meridian Independent School District and its board of trustees, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

Perkins, Chairman; Paulus, Real, Ward, Ratliff, Watson, Hume, Collins, Weinert, Warren.

(Floor Report.)

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Towns and City Corporations, to whom was referred,

Senate bill No. 332, A bill to be entitled, "An Act to amend Section 26 of a Special Act passed at the Regular Session of the Thirtieth Legislature of the State of Texas, entitled 'An Act to incorporate the city of Tyler, in Smith county, Texas, and to define its boundaries and provide for its government and the management of its affairs,' approved April 18, 1907, amending said Section 26 so as to provide that the aggregate amount of bonds issued by said city for all purposes authorized by law, including the bonded indebtedness of said city existing prior to the passage of this Act, shall at no time exceed \$200,000.00, and the sum of \$50,000.00 additional, such additional sum of \$50,000.00 to be issued only for the purpose of erecting or repairing public free school buildings of said city; and in other respects re-enacting said Section 26, providing for the government of said city and the management of its affairs, authorizing the city council of said city to borrow money on the credit of the city, and to issue bonds therefor and provide for their payment, prescribing the rate of interest

on such bonds and for the investment of the sinking funds of the bonds of said city, for funding of the indebtedness of said city, and prescribing the powers of the city council of said city: Whereas, due notice has been given and published by the city of Tyler, Texas, of its intention to apply to this Legislature for the enactment of this Act, in compliance with the laws of this State, therefore,"

Beg leave to report that we have had same under consideration, and recommend that same do pass, and be not printed.

Meachum, Chairman; McNealus, Hume, Terrell of Wise, Vaughan, Lattimore, Perkins, Peeler.

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate bill No. 312, A bill to be entitled "An Act to amend Section 4 of Chapter 86 of the Acts of the Twenty-eighth Legislature, relating to wolves and other wild animals, and providing for the destruction thereof, as amended by the Thirty-first Legislature; taking Bosque county from under the provisions of this law, and declaring an emergency,"

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, Feb. 28, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate bill No. 178, A bill to be entitled "An Act amending Chapter 12 of the Acts of the Thirty-first Legislature of the State of Texas, approved February 18, 1909, by adding thereto Section 50a, 50b, 50c, and Sections 154b, 154c and 154d; providing for the establishment of common county line school districts, providing for the establishment of independent school districts, or school incorporation containing territory within two or more counties; also providing for the change and abolishment of such districts, and providing for the rights, powers, and

privileges of such county line school districts, as well as the means and methods for the management and control of such school districts."

And find the same correctly engrossed.

COFER, Chairman.

Committee Room.

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate Bill No. 310, A bill to be entitled "An Act to reorganize the Twenty-eighth Judicial District of the State of Texas, to fix the times for holding the terms of district court therein; to make all process heretofore issued as well as all bonds and recognizances heretofore entered into conform thereto; and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency,"

And find the same correctly engrossed.

COFER, Chairman.

Committee Room.

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate Bill No. 11, A bill to be entitled "An Act to provide for completing the work of revising, digesting, annotating, indexing, printing and publishing the civil and criminal laws of the State of Texas, making an appropriation, and declaring an emergency,"

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate bill No. 248, A bill to be entitled "An Act to authorize the incorporation of Casualty Insurance Companies and other kinds of insurance companies except life, fire, and marine insurance companies, and to regulate their organization and their

method of doing business in this State, prescribing the powers and duties of the Commisisoner of Insurance and Banking with reference to such companies; providing penalties for the violation of this Act, and declaring an emergency."

And find the same correctly engrossed.

McNEALUS, Acting Chairman.

Committee Room.

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate bill No. 305, A bill to be entitled "An Act to amend Section 14 of Chapter 5 of the special laws of the State of Texas, passed by the Regular Session of the Twenty-ninth Legislature, being 'An Act creating a more efficient road system for Kaufman county,' to provide that each county commissioner shall be ex officio road commissioner for his district, prescribing his duties and compensation, and declaring an emergency,"

And find the same correctly engrossed.

COFER, Chairman.

Committee Room.

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate Bill No. 26, A bill to be entitled "An Act to provide additional compensation to all judges of the District Courts, district attorneys of the State of Texas, and to the judges of the Criminal District Court of Harris and Galveston counties, by allowing compensation for actual and necessary expenses when engaged in the discharge of their official duties in counties other than the county of their residence, and declaring an emergency,"

And find the same correctly engrossed.

COFER, Chairman.

Committee Room.

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared,

Senate Bill No. 220, A bill to be entitled "An Act to amend An Act of the Thirty-first Legislature, passed at the Regular Session, being Chapter 23, and an Act of the Thirty-first Legislature, passed at its Regular Session, being Chapter 80, and entitled 'An Act to amend Section 61 of Chapter 102 of the Acts of the Regular Session of the Twenty-sixth Legislature, entitled 'An Act to promote agriculture and stock raising and to prohibit the hunting with firearms and dogs upon the enclosed lands of another in all counties within this State, not specifically named as exempt from the provisions of this Act, as amended by the Twenty-sixth Legislature and as amended by Chapter 71a, General Laws of the Twenty-ninth Legislature, to provide penalties, and with an emergency clause relating to agriculture and stock raising, so as to place Atascosa, Caldwell, Coke, Coryell, Hamilton, Mills, San Saba and Walker counties under the operation of such law, and declaring an emergency,"

And find the same correctly engrossed.

COFER, Chairman.

Committee Room.

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate Bill No. 33, A bill to be entitled "An Act to provide for the prospecting for and development of the minerals in the unsold public free school land, and the minerals in such of said lands as may have been heretofore and that may hereafter be sold with the mineral reservation to the public free school fund, and such of said land as may have been purchased with the waiver of the mineral rights, and also the prospecting for and development of minerals in fresh water lakes and the minerals in the islands, lakes and bays within the tide water limits along the gulf coast of this State, and the leasing of said land for mineral development purposes, and appropriating to certain funds the proceeds arising from such mineral development; repealing Title 71 of the Revised Civil Statutes of 1895, and

Chapter 99, approved April 15, 1905, and declaring an emergency."

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate bill No. 331, A bill to be entitled "An Act to grant a special charter to the city of Hillsboro, Hill county, Texas, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

And find the same correctly engrossed.

M'NEALUS,

Acting Chairman.

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared:

Senate bill No. 329, A bill to be entitled "An Act to amend an Act entitled 'An Act to amend Article 4785a, Chapter 6, Title 97 of the Revised Civil Statutes of the State of Texas, passed by the Twenty-seventh Legislature of said State, so as to place Walker county under the operation of the law creating the office of road superintendent, and to declare an emergency,"

And find the same correctly engrossed.

M'NEALUS,

Acting Chairman.

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate bill No. 71, A bill to be entitled "An Act regulating the sale of commercial fertilizers, prohibiting their adulteration or misbranding, providing for their correct weighing and marking, forbidding the use of certain materials, and providing for the collection and analysis of samples, statements of sales and shipments, the expenses of the enforcement of the law, fixing penalties for its violation, and repealing Chapter

48, Acts of 1899, and all other laws in conflict with this Act,"

And find the same correctly engrossed.

M'NEALUS,
Acting Chairman.

Committee Room,

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared,

Senate bill No. 330, A bill to be entitled "An Act to amend Section 18 of an Act entitled 'An Act to provide a more efficient public road system for the county of Montgomery,' passed by the Twenty-seventh Legislature of the State of Texas, approved April 15, 1901, prescribing the compensation of county commissioners when acting as road commissioners in said county, and declaring an emergency,"

And find the same correctly engrossed.

M'NEALUS,
Acting Chairman.

Committee Room.

Austin, Texas, March 1, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared,

Senate Bill No. 23, A bill to be entitled "An Act to provide for the location and establishment at the East Texas Penitentiary at Rusk, Cherokee county, Texas, by the Board of Prison Commissioners of the State Penitentiary, of a factory for the manufacture of cotton bagging, cotton sacks, cotton duck, cotton rope, cotton twine and other cotton goods for the employment of managing experts, and of certain convicts in the operation of said factory, to make an appropriation therefor, and the repealing of all laws or parts of laws in conflict with this act, and declaring an emergency."

And find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

RATLIFF, Chairman.

PETITIONS AND MEMORIALS.

By Senator Terrel of McLennan:
Petitions numerous signed by citizens—S.

zens of McLennan county, expressing opinion that the proposed consolidation of the St. Louis Southwestern Railway Company, the Stephenville North and South Texas Railway Company would promote the best interests of the State, and urging the passage of the bill.

THIRTY-FIFTH DAY.

Senate Chamber,

Austin, Texas,

Friday, March 3, 1911.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Davidson.

Roll call, quorum being present, the following Senators answering to their names:

Adams.	Paulus.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Sturgeon.
Collins.	Terrell, McLennan
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Vaughan
Kauffman.	Ward.
Lattimore.	Warren.
Mayfield.	Watson.
McNealus.	Weinert.
Meachum.	Willacy.
Murray.	

Absent.

Johnson. Real.

Prayer by Rev. Dr. Bradfield of Austin.

Pending the reading of the Journal of Thursday, on motion of Senator Perkins, the same was dispensed with.

MESSAGE FROM THE GOVERNOR.

Executive Office,
State of Texas,

Austin, March 3, 1911.

To the Senate:

I have received Senate Concurrent Resolution No. 22, asking for the return of Senate Bill No. 163 to the Senate for correction.

I take pleasure in complying with the request and return said Senate bill No. 163 herewith.

Yours truly,
O. B. COLQUITT,
Governor.